

IN THE UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF PENNSYLVANIA

FRANK NELLUM,

Petitioner,

v.

SOBER; THE DISTRICT ATTORNEY OF
THE COUNTY OF DELAWARE; and THE
ATTORNEY GENERAL OF THE STATE
OF PENNSYLVANIA,

Respondents.

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CIVIL ACTION NO. 21-1295

ORDER

AND NOW, this 14th day of April, 2021, after considering the petition under 28 U.S.C. § 2254 for writ of habeas corpus filed by the *pro se* petitioner, Frank Nellom (Doc. No. 1); and for the reasons set forth in the separately filed memorandum opinion, it is hereby **ORDERED** as follows:

1. The petition (Doc. No. 1) is **DISMISSED WITHOUT PREJUDICE**;
2. The court **DECLINES** to issue a certificate of appealability; and
3. The clerk of court shall mark this case as **CLOSED**.

BY THE COURT:

/s/ Edward G. Smith
EDWARD G. SMITH, J.